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Attorneys for Defendants Vivendi S.A., the Benefit Equalization Plan of Vivendi S.A., and the Human Resources Committee of the Board of Directors of Vivendi S.A.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EDGAR BRONFMAN, JR.,

Plaintiff,

V.

VIVENDI S.A., THE BENEFIT EQUALIZATION
PLAN OF VIVENDI S.A., AND THE HUMAN
RESOURCES COMMITTEE OF THE BOARD OF
DIRECTORS OF VIVENDI S.A.,

Defendants.

No. 07-CV-2875 (VM)

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the attached declaration of David M. Bigge dated May 8, 2007, the affidavit of Debra Ford sworn to on May 7, 2007, and the accompanying memorandum of law, Defendants Vivendi S.A., the Benefit Equalization Plan of Vivendi S.A., and the Human Resources Committee of the Board of Directors of Vivendi S.A. shall move before the Honorable Victor Marrero, in the United States

District Court for the Southern District of New York, at such time as the Court shall designate, for an order dismissing the Complaint.

Respectfully submitted,

DEBEVOISE & PLIMPTON LLP

By: /s/ David M. Bigge

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